

supplement or amend this Witness List through and including the time of trial to the extent permitted by the Court; (5) introduce deposition testimony as impeachment evidence; or (6) change a witness from a live witness to a witness testifying by deposition, and vice versa. MALC also reserves the right to supplement or modify this witness list in response to rulings made by the Court. MALC's identification of any witness listed herein is not an admission that the witness's testimony would be admissible if proffered by Defendants.¹

| <u>Witness Name</u> | <u>Address and Phone Number</u> | <u>Will Call</u> | <u>May Call</u> | <u>Live vs. Deposition</u> |
|----------------------------|---|-----------------------------|----------------------------|---------------------------------------|
| Rep. Rafael Anchia | c/o Tex Quesada Sommerman, McCaffity, Quesada & Geisler, LLP 214-720-0720 (All known address information was previously provided or the members of MALC are to be contacted through counsel) | X | | Live |
| Rep. Joe Moody | | X | | Live |
| Rep. Eddie Morales | | | X | Live |
| Rep. Mary Gonzalez | | | X | Live |
| Rep. Claudia Ordaz | | X | | Live |
| Rep. Ramon Romero | | X | | Live |
| Rep. Armando Walle | | X | | Live |
| Rep. Christina Morales | | | X | Live |
| Rep. Penny Morales Shaw | | | X | Live |

¹ Pursuant to the parties' agreement, the parties will exchange deposition designations as required under Federal Rule of Civil Procedure 26(a)(3) for any witnesses testifying by deposition on May 7, 2025.

| | | | | |
|------------------------|---|---|---|------|
| Rep. Ana Hernandez | | | X | Live |
| Rep. Gene Wu | | | X | Live |
| Rep. Mary Ann Perez | | | X | Live |
| Rep. Chris Turner | | X | | Live |
| Sergio Mora | | | X | Live |
| Bobbie Garza-Hernandez | | | X | Live |
| Candace Valenzuela | Contact information provided in previous June 10, 2022 Supplemental Disclosure of DOJ | | X | Depo |
| Rep. Todd Hunter | c/o State Defendants | X | | Depo |
| Dr. Morgan J. Kousser | See Expert Disclosures | X | | Live |
| Dr. Matt Barreto | See Expert Disclosures | X | | Live |

As noted above, MALC Plaintiffs reserve the right to call any witness identified on any other parties' witness list as a potential witness and, thus, each witness should be properly characterized as a "may call" witness. To the extent there are witnesses disclosed on other witness lists that MALC will definitively call that are not otherwise listed above, MALC will disclose those witnesses when it files its weekly witness lists pursuant to the Court's March 19, 2025 Scheduling Pre-Trial Scheduling Order.

- (iii.) an identification of each document or other exhibit, including summaries of other evidence—separately identifying those items the party expects to offer and those it may offer if the need arises.

RESPONSE: MALC's Preliminary Trial Exhibit List is set forth in **Exhibit A** attached hereto.

MALC reserves the right to introduce in evidence any documents identified by Defendants or any other plaintiff in their Pre-Trial Disclosures and to introduce additional documents as rebuttal or impeachment evidence.

MALC's list of trial exhibits does not include demonstrative exhibits, which will be identified

and exchanged at a mutually agreeable time prior to trial. MALC will serve its objections to Defendants' trial exhibit list and any additional trial exhibits in accordance with the Court's Pretrial Scheduling Order.

Respectfully submitted,

SOMMERMAN, MCCAFFITY,
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ATTORNEYS FOR PLAINTIFF MALC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument was filed and served via the Court's electronic filing system on May 2, 2025.

/s/ Sean J. McCaffity
Sean J. McCaffity